

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

122

**CR No.8399 of 2017
Date of decision: 02.12.2017**

Krishan

..... Petitioner

Versus

Municipal Council, Hodal

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. K.P. Singh, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Plaintiff-petitioner is in revision petition against the order dismissing the application under Order 39 Rule 1 and 2 for grant of temporary injunction which has been confirmed in appeal.

Plaintiff claims to be in possession of a public land on which he has constructed his shop. Before the Courts below, plaintiff-petitioner could not produce any document to prove that he has any right, title or interest in the property. Plaintiff claims relief only on the basis of the fact that he is in settled possession since 1984.

It is not in dispute that Municipal Council Hodal has served the petitioner with a notice dated 21.06.2016 calling upon him to vacate the premises by demolishing the construction.

Taking into consideration that the petitioner has failed to even prima facie prove any right, title or interest in the property, this Court does not find any good ground to interfere with the order passed by the Court.

Revision petition is dismissed.

02.12.2017

Dinesh Bansal

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No